

DEPARTMENT OF VETERANS AFFAIRS
Justification and Approval
For
Other Than Full and Open Competition

1. Contracting Activity: Department of Veterans Affairs, Central Arkansas Veterans Healthcare System (CAVHS), 2200 Fort Roots Drive, North Little Rock, AR.

2. Nature and/or Description of the Action Being Processed: CAVHS intends to negotiate and award a purchase order for Emergency Dental Services for the Fabrication and Repair of Dental Fixed and Removable Prosthesis. The current contract was terminated for cause effective September 29, 2011 and CAVHS plans to issue a new solicitation for the Fabrication and Repair of Dental Fixed and Removable Prosthesis for a base period plus four one year options. This purchase order is to enable Dental Services to maintain uninterrupted care for our Veterans during the acquisition process.

3. Description of Supplies/Services Required to Meet the Agency's Needs: CAVHS Dental Laboratory is in need of specialized emergency dental services to augment our processes and procedures. CAVHS does not have all the specialized equipment and personnel necessary to meet the wide range of needs of the Veteran population. The period of performance will only be until a contract is award.

4. Statutory Authority Permitting Other than Full and Open Competition:

- () (1) Only One Responsible Source and No Other Supplies or Services Will Satisfy Agency Requirements per FAR 6.302-1;
- (X) (2) Unusual and Compelling Urgency per FAR 6.302-2;
- () (3) Industrial Mobilization, Engineering, Developmental or Research Capability or Expert Services per FAR 6.302-3;
- () (4) International Agreement per FAR 6.302-4
- () (5) Authorized or Required by Statute FAR 6.302-5;
- () (6) National Security per FAR 6.302-6;
- () (7) Public Interest per FAR 6.302-7;

5. Demonstration that the Contractor's Unique Qualifications or Nature of the Acquisition Requires the Use of the Authority Cited Above (applicability of authority):

b. **Unusual and Compelling Urgency (*FAR 6.302-2, 6.303-2(a)(9)(ii)*)** – The impact of interrupted dental laboratory services causes a ripple effect. As the number of dental eligible Veterans continue to rise, the corresponding number of lab cases that need to be outsourced also continue to escalate. The delay in the timeline of delivering dental services causes Veteran's appointments to be cancelled or delayed due to the delay in these prostheses being ready. There are a number of Veterans who are enrolled in programs within the VA which allow them to receive Dental Care, but only while they are enrolled. This has the potential to dramatically reduce their opportunity to receive the necessary laboratory work that is supplied by outsourcing.

Additionally, the impression materials that make up many of the cases that are sent out to be formed into the dental crowns, partials, dentures, etc. have somewhat of a limited lifespan. They need to be transformed into the next step before their integrity is compromised (i.e. warping).

Finally, and perhaps most importantly, many of the Veteran's healthcare issues are influenced by the condition of their mouth. If they are unable to chew, they may not get the intake (caloric or composition) of food that is necessary for their health (i.e. diabetic).

Green Dental Laboratories, Inc. can provide CAVHS Dental Service with the specialized laboratory services necessary in a timely manner. The products and services are provided by specialized trained individuals who utilize American made materials. This translates into quality dental appliances which in turn creates patient satisfaction.

6. Description of Efforts Made to ensure that offers are solicited from as many potential sources as deemed practicable: Internet Searches, End-User Survey conducted and no other sources were available for these specialized services in the emergency timeline. This is an emergency requirement for Dental Services to provide clinical care for Veterans until a contract can be awarded. Green Dental Laboratories, Inc. can provide CAVHS Dental Service with the specialized laboratory services necessary in this emergency situation. These services can be provided with no transition, set-up or delay in services to Veterans. Green has specialized trained individuals who utilize American made materials.

7. Determination by the Contracting Officer that the Anticipated Cost to the Government will be Fair and Reasonable: The Contracting Officer has determined the cost to the Government is fair and reasonable based on a history of acquired personal knowledge and past performance. Market research has demonstrated that this laboratory is well within the average range of fees charged for the necessary services. The proposed price will be in accordance with the established rates paid by CAVHS under the previous obligation method. The price will be compared to the historical prices.

8. Description of the Market Research Conducted and the Results, or a Statement of the Reasons Market Research Was Not Conducted: Survey was conducted and did not result in additional sources, for this reason the follow-up action for these services will be issued on an unrestricted basis. Emergency dental services are needed to enable the service to maintain uninterrupted care for our Veterans until a contract can be awarded.

9. Any Other Facts Supporting the Use of Other than Full and Open Competition: None

10. Listing of Sources that Expressed, in Writing, an Interest in the Acquisition: N/A

11. A Statement of the Actions, if any, the Agency May Take to Remove or Overcome any Barriers to Competition before Making subsequent acquisitions for the supplies or services required: CAVHS plans to issue a solicitation as a commercial items in accordance with FAR Part 12 and shall be evaluated in accordance with FAR part 13.5 Commercial Items – Test Program for a base period plus four one year options for Dental Laboratory Services.

12. Requirements Certification: I certify that the requirement outlined in this justification is a Bona Fide Need of the Department of Veterans Affairs and that the supporting data under my cognizance, which are included in the justification, are accurate and complete to the best of my knowledge and belief.

13. Approvals in accordance with FAR 6.304

a. Contracting Officer's Certification: (required) I certify that the foregoing justification is accurate and complete to the best of my knowledge and belief.


CLAUDETTE BARBLE
CONTRACTING OFFICER
CAVHS, VISN 16

9/29/11
Date

b. NCM/PCM: I certify the justification meets requirements for other than full and open competition.


DAVID ROWLAND
NETWORK CONTRACT MANAGER
VISN 16

9/30/11
Date